Susan Stahle/DC/USEPA/US

To Reid Rosnick, Daniel Schultheisz

02/02/2012 11:06 AM

cc Tom Peake

bcc

Subject Fw: No We Do NOT Agree on 2 and Another Point.....

The latest.

I'm confused by this sentence: (b)(5) - Deliberative Process, Attorney Work-Product

Let's discuss.

Susan Stahle
Air and Radiation La

Air and Radiation Law Office (Rm 7502B)

Office of General Counsel

U.S. Environmental Protection Agency

1200 Pennsylvania Avenue, NW (ARN: MC 2344A)

Washington, D.C. 20460 ph: (202) 564-1272 fax: (202) 564-5603 stahle.susan@epa.gov

---- Forwarded by Susan Stahle/DC/USEPA/US on 02/02/2012 10:59 AM -----

From: Paul Giardina/R2/USEPA/US

To: Jacob Hollinger/R2/USEPA/US@EPA

Cc: Alan Perrin/DC/USEPA/US@EPA, Ariel Iglesias/R2/USEPA/US@EPA, Jeanette

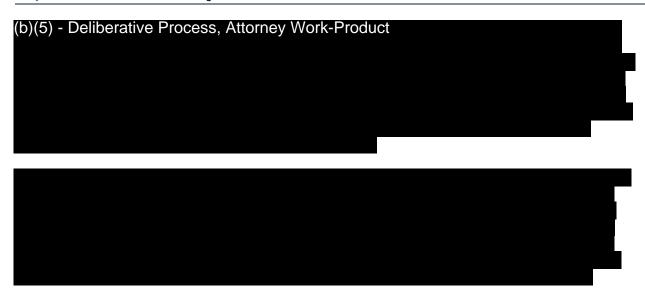
Eng/R2/USEPA/US@EPA, John Filippelli/R2/USEPA/US@EPA, Jonathan Edwards/DC/USEPA/US@EPA, Ken Eng/R2/USEPA/US@EPA, Phyllis

Feinmark/R2/USEPA/US@EPA, schaaf.eric@epa.gov, Susan Stahle/DC/USEPA/US@EPA, Tom

Peake/DC/USEPA/US@EPA, Daniel Schultheisz/DC/USEPA/US@EPA

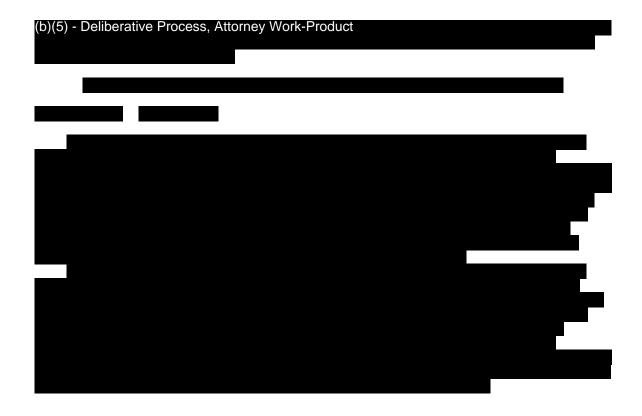
Date: 02/02/2012 10:45 AM

Subject: No We Do NOT Agree on 2 and Another Point......



(b)(5) - Deliberative Process, Attorney Work-Product





Paul A. Giardina, Chief Radiation & Indoor Air Branch U.S. EPA Region 2 290 Broadway New York, NY 10007-1866

Jacob Hollinger Paul... We agree on two points: (1) DECA, not R... 02/01/2012 05:53:23 PM

From: Jacob Hollinger/R2/USEPA/US
To: Paul Giardina/R2/USEPA/US@EPA

Cc: Alan Perrin/DC/USEPA/US@EPA, Ariel Iglesias/R2/USEPA/US@EPA, Jeanette

Eng/R2/USEPA/US@EPA, John Filippelli/R2/USEPA/US@EPA, Jonathan Edwards/DC/USEPA/US@EPA, Ken Eng/R2/USEPA/US@EPA, Phyllis

Feinmark/R2/USEPA/US@EPA, schaaf.eric@epa.gov, Susan Stahle/DC/USEPA/US@EPA, Tom

Peake/DC/USEPA/US@EPA, Daniel Schultheisz/DC/USEPA/US@EPA

Date: 02/01/2012 05:53 PM

Subject: Re: DEPP-RIAB Determines SPRU - KAPL In Compliance with RAD NESHAP as of January 31,

2012.

Paul...

(b)(5) - Deliberative Process, Attorney Work-Product

(b)(5) - Deliberative Process, Attorney Work-Product

- Jacob

Paul Giardina Hi Jacob: Jeanette and I were dealing with other... 02/01/2012 03:53:45 PM

From: Paul Giardina/R2/USEPA/US

To: Jacob Hollinger/R2/USEPA/US@EPA

Cc: Alan Perrin/DC/USEPA/US@EPA, Ariel Iglesias/R2/USEPA/US@EPA, Jeanette Eng/R2/USEPA/US@EPA, John Filippelli/R2/USEPA/US@EPA, Jonathan

Eng/R2/USEPA/US@EPA, John Filippelli/R2/USEPA/US@EPA, Jonathal Edwards/DC/USEPA/US@EPA, Ken Eng/R2/USEPA/US@EPA, Phyllis

Feinmark/R2/USEPA/US@EPA, schaaf.eric@epa.gov, Susan Stahle/DC/USEPA/US@EPA, Tom

Peake/DC/USEPA/US@EPA, Daniel Schultheisz/DC/USEPA/US@EPA

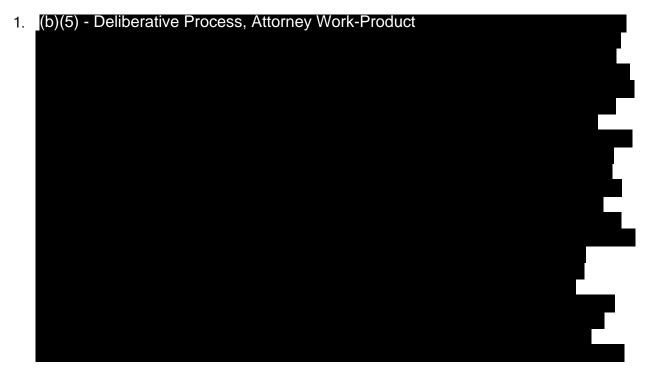
Date: 02/01/2012 03:53 PM

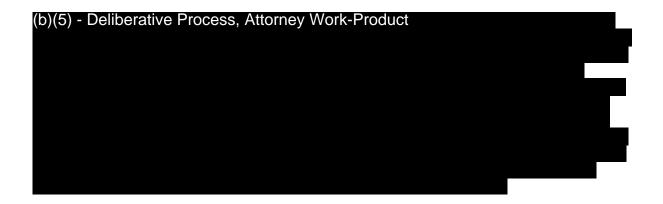
Subject: Re: DEPP-RIAB Determines SPRU - KAPL In Compliance with RAD NESHAP as of January 31,

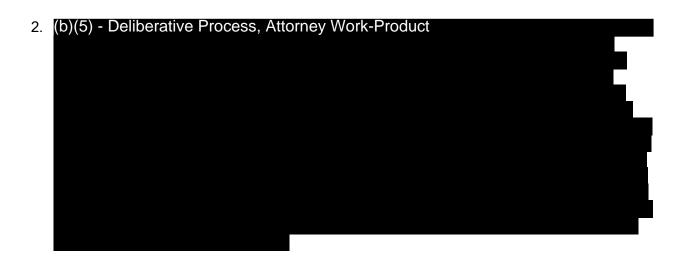
2012.

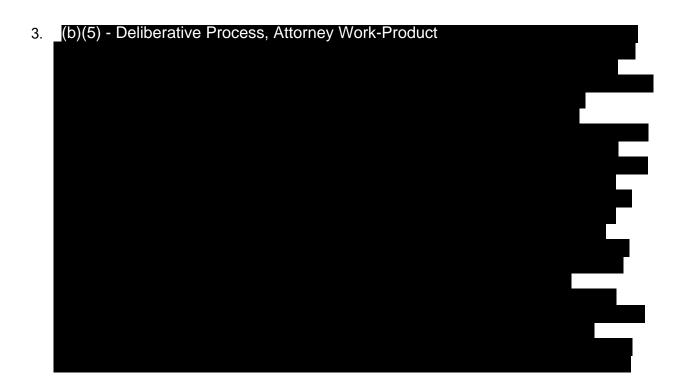
Hi Jacob:

Jeanette and I were dealing with other rad issues and couldn't get to a response sooner. Below is our response to the 3 issues you mentioned and I also have some attachments which go with the response.











[attachment "No2RIAB-PDF.pdf" deleted by Jacob Hollinger/R2/USEPA/US] This is the PD referred to above

[attachment "Lessons learned-nfss-feasstudy-techmemo-wdoandfll-2011-07.pdf" deleted by Jacob Hollinger/R2/USEPA/US] See Appendix B for the 40 CFR 191 ARAR Assessment

[attachment "FERNALD ARARS OU4.pdf" deleted by Jacob Hollinger/R2/USEPA/US] Go to page A-1-1

Radiation & Indoor Air Branch U.S. EPA Region 2 290 Broadway New York, NY 10007-1866

Jacob Hollinger Paul, thank you for sharing your thoughts on DO... 02/01/2012 09:09:17 AM

From: Jacob Hollinger/R2/USEPA/US

To: Paul Giardina/R2/USEPA/US@EPA, schaaf.eric@epa.gov, Susan Stahle/DC/USEPA/US@EPA

Cc: Alan Perrin/DC/USEPA/US@EPA, Ariel Iglesias/RZ/USEPA/US@EPA, Jeanette Eng/R2/USEPA/US@EPA, John Filippelli/R2/USEPA/US@EPA, Jonathan Edwards/DC/USEPA/US@EPA, Ken Eng/R2/USEPA/US@EPA, Paul

Giardina/R2/USEPA/US@EPA, Phyllis Feinmark/R2/USEPA/US@EPA, Tom

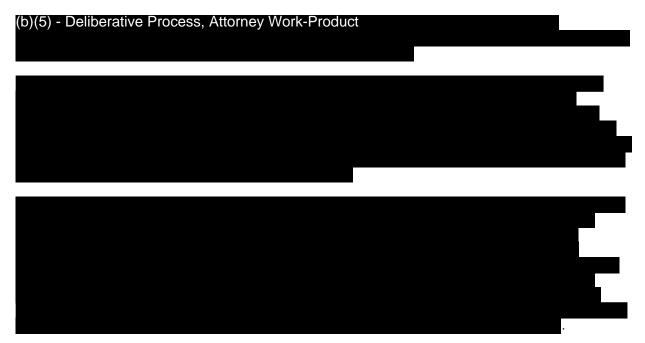
Peake/DC/USEPA/US@EPA

Date: 02/01/2012 09:09 AM

Subject: Re: DEPP-RIAB Determines SPRU - KAPL In Compliance with RAD NESHAP as of January 31,

2012.

Paul, thank you for sharing your thoughts on DOE's compliance status. I want to clarify a few points so that there is no confusion going forward.



Finally, the next steps here are to finish the order execution process and then turn to penalties.

- Jacob

-----Paul Giardina/R2/USEPA/US wrote: -----

To: Paul Giardina/R2/USEPA/US@EPA From: Paul Giardina/R2/USEPA/US

Date: 01/31/2012 09:23PM

Cc: Alan Perrin/DC/USEPA/US@EPA, Ariel Iglesias/R2/USEPA/US@EPA, Jacob Hollinger/R2/USEPA/US@EPA, Jeanette Eng/R2/USEPA/US@EPA, John Filippelli/R2/USEPA/US@EPA, Jonathan Edwards/DC/USEPA/US@EPA, Ken

Eng/R2/USEPA/US@EPA, Phyllis Feinmark/R2/USEPA/US@EPA, Tom Peake/DC/USEPA/US@EPA Subject: Re: DEPP-RIAB Determines SPRU - KAPL In Compliance with RAD NESHAP as of January 31,

Sorry, I forgot the Subject in the first email and I also left some people out

Paul A. Giardina, Chief Radiation & Indoor Air Branch U.S. EPA Region 2 290 Broadway New York, NY 10007-1866

-----Paul Giardina/R2/USEPA/US wrote: -----

To: John Filippelli/R2/USEPA/US@EPA, Ariel Iglesias/R2/USEPA/US@EPA, Jeanette Eng/R2/USEPA/US@EPA, Jacob Hollinger/R2/USEPA/US@EPA, Phyllis Feinmark/R2/USEPA/US@EPA, Tom Peake/DC/USEPA/US@EPA, Alan Perrin/DC/USEPA/US@EPA, Jonathan Edwards/DC/USEPA/US@EPA

From: Paul Giardina/R2/USEPA/US

Date: 01/31/2012 07:30PM

Subject: (Untitled)



(b)(5) - Deliberative Process, Attorney Work-Product

Paul A. Giardina, Chief Radiation & Indoor Air Branch U.S. EPA Region 2 290 Broadway New York, NY 10007-1866

[attachment "Region 2 analysis Document RIAB 3 30 pm revision 1 31 2012.docx" removed by Paul Giardina/R2/USEPA/US]

[attachment "Region 2 analysis Document RIAB 3 30 pm revision 1 31 2012.docx" removed by Jacob Hollinger/R2/USEPA/US]